

## "RULE OF REASON" HOTLY ATTACKED

Demand Made for Law to Remove Such Power From Courts.

### DISTURBING TO BUSINESS

Report Is Presented to Senate by Interstate Commerce Committee.

Washington, February 27.—The Supreme Court's so-called modification of the Sherman antitrust law to invoke "the rule of reason" in decisions upon restraints of trade is attacked in vigorous terms in a report presented to the Senate by the Interstate Commerce Committee to-day, which points out the dangers of "uncontrolled and unguided judicial discretion," and makes emphatic demand for amendments to the Sherman law to remove from the courts the power to determine what are "reasonable" restraints of trade.

The report is the result of the committee's long investigation into the operation of the antitrust law. The committee recommends new laws to define exactly what combinations are unlawful, so that both the business interests and the courts will have a standard upon which to proceed. It recommends a Federal interstate corporation commission, with power to supervise corporations, pass on and approve combinations and agreements and take care of the work of dissolving illegal corporations, such as the Standard Oil Company or the American Tobacco Company.

**Supreme Court Criticized.**

Commenting upon the decision of the Supreme Court in the Standard Oil case, in which the "rule of reason" was called in the report, written by Senator Cummins, says:

"The committee has full confidence in the integrity, intelligence and patriotism of the Supreme Court of the United States, but is unwilling to relegate in that court, or any other court, the vast and undefined powers which must exercise in the administration of the statutes under the rule which it has promulgated. It substitutes the rule of reason for the rule of law, whenever the rule is invoked the court does not administer the law, but makes the law. If it continues in force, the Federal courts will, so far as restraint of trade is concerned, make a common law for the United States just as the English courts have made a common law for England."

"The people of this country will not permit the courts to declare a policy for them with respect to their legislative power. The courts will suffer immeasurable injury in the loss of respect and confidence so essential to their usefulness. It is inconceivable that in a country that is governed by a written constitution and statute law, that the courts can be permitted to test and restrain trade by the economic standard which the individual members of the court may happen to approve."

**No Knowledge of Results.**

"As the antitrust statute is now construed, adds the report, "it is impossible for any association of men, however diligent they may be in seeking advice, and however willing to follow it, to know whether what they are doing, or what they are about to do, will be ultimately found by the Supreme Court 'rule of reason,' the restraint of trade."

In the further criticism of the Supreme Court's "rule of reason," the Cummins report directs attention to the fact that the government's suit for dissolution of the United States Steel Corporation will ultimately come before the Supreme Court.

"In the end, nine justices of the Supreme Court will be asked to say whether the restraint of trade brought about through this combination is a day or more restrictive," says the report, "and the answer each justice makes to that question will depend upon his individual opinion as an economist or sociologist, the conclusion of the court being an act of legislation passed by the judicial branch of the government to fit a particular case."

"If we do not speedily prescribe, in so far as we can, a legislative rule by which to measure the form of contract and combination in restraint of trade with which we are familiar, or which we can anticipate, we cease to be a government of law and become a government of men; and moreover, of a very few men, and they appointed by the President."

**Urges Enactment of Laws.**

No specific legislation is recommended by the committee, but it urges Congress to devise laws as quickly as possible, which shall "specifically prescribe certain conditions, upon which persons and corporations shall be permitted to engage in commerce."

"These conditions should be of a character that will tend to preserve reasonable competition," it adds, "or substantially competitive condition and to compel independence in both organization and conduct. They should be so clear that the business world can understand them and go confidently forward, guided by them."

The committee recommends that certain definite forms of combination, agreements, contracts or pools now

## QUICKLY CURES THE WORST BACKACHE

Makes Kidney Troubles, Bladder Disorders and Rheumatic Pains Vanish.

It is no longer necessary for any one to suffer with backache, kidney trouble, have disagreeable bladder and urinary disorders to contend with, or be tortured with rheumatism, stiff joints, and its heart-wrenching pains, for the new discovery, Croxone, quickly and surely relieves all such troubles. Croxone is the most wonderful remedy yet devised for ridding the system of uric acid and driving out all the poisonous impurities which cause such troubles. It is entirely different from all other remedies. It is not like anything else ever used for the purpose. It acts on the principle of cleaning out the poisons and removing the cause.

It soaks right in through the walls, membranes and linings like water in a sponge, neutralizes, dissolves and makes the kidneys sift out and filter away all the uric acid and poisons from the blood, and leaves the kidneys and urinary organs clean, strong, healthy and well.

It matters not how long you have suffered, how old you are, or what you have used, the very principle of Croxone is such that it is practically impossible to take it into the human system without results. There is nothing else on earth like it. It starts to work the minute you take it and relieves you the first time you use it.

If you suffer with pains in your back and sides, or have any signs of kidney, bladder troubles, or rheumatism, such as puffy swellings under the eyes or in the feet and ankles, if you are nervous, tired and run down, or bothered with urinary disorders, Croxone will quickly relieve you of your misery. You can secure an original package of Croxone at trifling cost from any first-class druggist. All druggists are authorized to personally return the purchase price if it fails in a single case.—Advertisement.

within the "twilight zone" be definitely mentioned in the laws as unlawful. It declares that such legislation is necessary not only to give the courts a definite ground upon which to proceed, but also to give business interests a standard by which they can work.

A supplementary report will probably be made later by the committee reporting a definite form of a bill to prescribe the desired "legislative tests and standards" to "limit the scope of judicial discretion."

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all such members of Congress, and several replies already have been received. A reply from Senator Robert M. La Follette stated that while he would not be able to be in the present personally, he had delegated two of his sons to take part. Senator Reed Smoot, of Utah, wrote he was unable to take a place in the procession, but would send a substitute. Similar letters were received to-day from other members of Congress.

### SUNG FOR FIRST TIME

"Cyrano de Bergerac" May Be Long Sought "American Opera."

[Special to The Times-Dispatch.] New York, February 27.—The opera "Cyrano de Bergerac" based upon Edmund Rostand's famous play, was sung for the first time to-night at the Metropolitan Opera House. A large audience enjoyed the premier of what its authors hope will prove to be the long-sought "American opera." The title role was sung by Amato, Madame Francis Alda was Roxane, and others in the cast were Riccardo Martin and Madame Pasquelli.

The score of the opera was written by Walter Damrosch, and the book is the work of W. J. Henderson. For twelve years they labored together in preparation of the musical treat presented this evening.

**Branch—Hayford.**

[Special to The Times-Dispatch.] Weldon, N. C., February 27.—Richard A. Branch, of Zuni, Va., and Miss Eula V. Rayford, of Ivor, Va., were married here to-day at the Terminal Hotel by Magistrate D. E. Stainback.

**Crawford—Morris.**

[Special to The Times-Dispatch.] Lynchburg, Va., February 27.—James V. Crawford and Miss Mattie V. Morris, both of Lynchburg, were married yesterday afternoon at the parsonage of Centenary Methodist Church, the pastor, Rev. R. M. Chandler, officiating.

## BILLS RECEIVE VIGOROUS PUSH

Annual Appropriation Measures Now Well Along Toward Completion.

### CALENDAR CLEARING UP

It May Be, However, There Will Be Crush at End of Session.

Washington, February 27.—House and Senate to-day gave the annual appropriation bills a vigorous push toward completion and made marked inroads upon a mass of legislative matter that has crowded the calendars of Congress. The last appropriation measure, the general deficiency bill, passed the House early in the day, and that body has only conference reports to act upon from now until adjournment.

After a session lasting until 4 A. M. to-day, the Senate reassembled at 10 o'clock and moved rapidly through the agricultural and the sundry civil appropriation measures. To-night the legislative deck presented more of a "cleaned up" appearance than the congressional leaders had dared to hope for.

Only two of the appropriation bills were finally prepared for the President up to an early hour this evening, as the majority of the measures rest in conference committees, which are rapidly adjusting the differences between the two houses. Fights over the public buildings, sundry civil and naval bills may force a crush of work at the end of the session next week, a condition that will be aggravated if President Taft carries out his original purpose of vetoing the public buildings bill.

The Senate had not acted on the naval or general deficiency bills to-day and a lively fight was expected over the battleship question when the naval bill comes up. It was expected to-night, however, that it would be possible to complete all of the bills carrying the \$1,000,000,000, or more of federal appropriations before adjournment next Tuesday unless the two houses become deadlocked in the conference committees over some of the controversial matters.

**Struggle Is Bitter.**

After an all-night session, filled with a bitter struggle over public building expenditures, the Senate at 3:50 o'clock this morning passed the public buildings appropriation bill carrying an increase of nearly \$18,000,000 over the \$25,000,000 bill as passed by the House.

One sweeping amendment, inserted just before passage at the suggestion of Senator Kern, of Indiana, prohibited the erection of a building or the purchase of a site for post-office purposes exclusively in any city where the postal receipts were less than \$10,000 a year. This change would hold up indefinitely the erection of sixty or seventy buildings authorized in the bill. The all-night session was replete with factional argument, arising over appropriations made for memorial buildings at Washington and over alleged preference given to "loyal women" of the Civil War, in control of the affairs of the American Red Cross.

The Senate adopted an amendment to the sundry civil bill, proposed by Senator Lea, of Tennessee, providing for a government exhibit at the national conservation exposition to be held at Knoxville in the fall of this year. The amendment carries an appropriation of \$250,000 and provides for the exhibition of articles and materials that will illustrate the administrative functions of government and the educational value in connection with the development of natural resources.

The general deficiency appropriation bill carrying \$24,653,245 passed the House with practically no opposition. The measure supplies deficiencies in all of the various appropriations for previous years, including \$15,100,000 for pensions. An item of \$19,977 is carried to provide for the Commerce Court for the remainder of the present fiscal year.

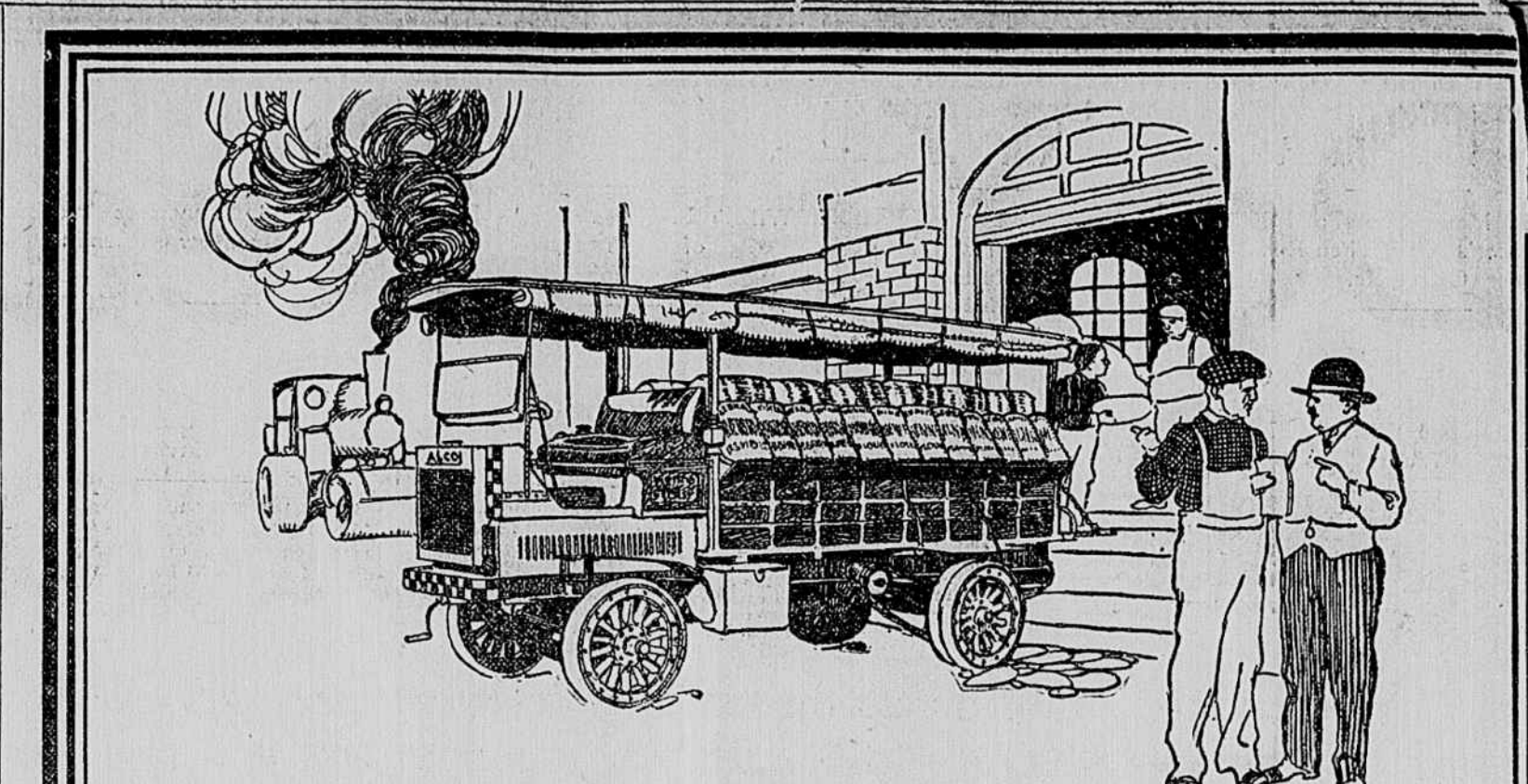
The House agreed to the Senate amendment to the diplomatic and consular appropriation bill, carrying approximately \$4,000,000. Conference was asked on the rivers and harbors, Indian and public buildings appropriation bills.

**Government to Be Represented.**

Washington, February 27.—The Senate to-day adopted an amendment to the sundry civil bill, appropriating \$1,500,000 for a government exhibit at the San Francisco Exposition. The amendment was proposed by Senator Perkins, of California, and was adopted without a roll call.

Statesman by Senator Williams, of Mississippi, that San Francisco had given a pledge not to ask for an appropriation for a government exhibit, were denied by the California Senators. The Senate on Expositions, Senator Root said the United States had invited all

**Children Cry  
FOR FLETCHER'S  
CASTORIA**



## Hundreds of Big Firms Save Money by Alco Trucks

One Alco truck is displacing six horses; another eight; another ten; another eighteen; another twenty. One saves 66 per cent; another saves 20 cents a ton; another delivers 150 miles a day. Alco trucks are saving in 103 different lines of business. Below are specific instances:

### Coal

20 Cents Extra Per Ton

The Seacoast Coal Company of Providence, R. I., save 20 cents a ton. One Alco owned by the Godfrey Coal Company of Milton, Mass., displaces four horses.

### Contractors

On One Trip Hauls 18 Tons

Carlson & Toller of Hartford, Conn., make 80 miles a day now—horses did well to make ten. John Quinlan & Montreal has four trailers attached to his Alco, and hauls on each trip 18 tons. Palmer Bros. Construction Company of San Diego, Cal., move houses with their Alco.

### Dairies

Supplant 9 Horses by Alco

One Alco in service of the South Lincoln Dairy Supply Company of Boston, displaces 9 horses. The Alco truck owned by Levy Dairy Company of New York replaces 8 horses.

### Dry Goods

Save 33 1/2 Per Cent on Delivery Costs

Lord & Taylor of New York City use their Alco day and night. The Spokane Dry Goods Company is saving 33 1/2 per cent.

### Express

\$290,000 Their Alco Investment

Over \$290,000 is invested in Alco trucks by express companies. One company has over \$136,000 in Alcos. The American Express Company operates 28, the Long Island Express 20, Westcott Express Company 12, Wells Fargo 6.

### Grocers

6 Alcos Replace 36 Horses

Each of six Alcos owned by T. C. Jenkins of Pittsburgh, displaces six horses.

### Furniture

Save Over \$100 Per Month

G. C. Flint & Company of New York now accomplish with one Alco in one day's work what horses did two days. The Kennedy Furniture Company of Chicago have tripled their radius of delivery, and is saving over \$100 per month.

### Farmers

Increase Profits \$22 a Trip

Alfred P. Griffith of Azusa, Cal., saves \$30 a month in salaries alone by his Alco. Charles Siedler of Maxville, Mo., profits \$22 per trip.

### Ice

Save 66 2/3 Per Cent Over Horses

The Hygienic Ice Company of Chicago have done away with three teams at a saving of 66 2/3 per cent over horses.

### Leather

Does Work of 20 Horses

The Alco owned by the Wagner Leather Company of Bricefield, Cal., displaces 20 horses; five 4-horse teams.

### Lumber

Load Alco in 2 Minutes

Two Alcos in the service of the Newburg Motor Transportation Company of Los Angeles, displace six 2-horse teams. Each loads up in two minutes. Watson & Pittenger of Brooklyn, load lumber on their Alco in two minutes by a special device.

### Movers

Deliver 150 Miles a Day

The Liberty Storage and Warehouse Company of New York have moved goods in one day formerly requiring three by horses. Bosworth Bros. of Chicago often deliver furniture 150 miles.

### Packers

Save by Alco 47 Per Cent

Nearly all the big packers own Alcos—Morris & Company, Swift & Company, Armour & Company, and so on. Morris has ten. Roberts & Oake of Chicago have two Alcos, which average a dividend of 47 per cent.

### Oil

Invest \$187,850 in Alcos

Refiners have invested \$187,850 in Alco trucks. The Gulf Refining Company has 17 Alcos. Standard Oil Company 11, The Union Oil Company 9.

### Shoes

Costs Cut in Half by Alco

Rice & Hutchins of New England have cut down their shoe delivery cost 50 per cent.

### Truckmen

\$8 Saved Every Trip

Holzhausen & Duncan of Los Angeles earn \$8 a load. The Cartwright Draying Company of San Francisco use a trailer which gives them 8 tons to a trip.

(Continued from First Page.)

If Alco trucks save money in these lines of business, they may save money for you in your line of business. Write today for data about Alco trucks in your own business—contained in the new 112-page book on the Alco. Sent gratis. Address Division F.

**EASTERN MOTOR SALES CORPORATION, 920 W. Broad Street, Phone Monroe 2666, Richmond, Va.**

Distributors of Alco Motor Trucks and Alco Motor Cars

Truck Ad No. 72

ALCO Motor Trucks

6 1/2 ton 5 ton 3 1/2 ton 2 ton

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